

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JAMES S. PRICE III,

Petitioner,

vs.

LANCASTER COUNTY  
DEPARTMENT OF CORRECTIONS,  
and BRAD JOHNSON,

Respondents.

**8:18CV420**

**MEMORANDUM  
AND ORDER**

This matter is before the court on Petitioner's Motion for Leave to Proceed in Forma Pauperis ("IFP"). ([Filing No. 4](#).) Habeas corpus cases attacking the legality of a person's confinement require the payment of a \$5.00 fee. [28 U.S.C. § 1914\(a\)](#). As indicated in the court's records, Petitioner has paid the \$5.00 fee. Accordingly,

IT IS ORDERED that Petitioner's Motion for Leave to Proceed IFP ([filing no. 4](#)) is denied as moot. The next step in this case is for the court to conduct a preliminary review of the habeas corpus petition in accordance with Rule 4 of the Rules Governing Section 2254 cases. The court will conduct this review in its normal course of business.

Dated this 27th day of September, 2018.

BY THE COURT:

*s/ Richard G. Kopf*  
Senior United States District Judge